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## THE TELANGANA GAZETTE

### PART-I EXTRAORDINARY PUBLISHED BY AUTHORITY

No. 151 ]

HYDERABAD, WEDNESDAY, APRIL 22, 2015.

### NOTIFICATIONS BY GOVERNMENT

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#### REVENUE DEPARTMENT

##### (Vigilance - I)

SHOW CAUSE NOTICE ISSUED TO Sri V. NIRANJAN RAO, RETIRED DEPUTY SURVEYOR, KHAMMAM DISTRICT - PUNISHMENT OF 100% CUT IN PENSION PERMANENTLY INSTEAD OF 5% CUT IN PENSION PERMANENTLY.

Ref: 1) The Assistant Director, Survey and Land Records, Khammam District, Rc.No. A4/1189/1997, Dt. 19-04-2003.

2) The Assistant Director, S & LRs., Khammam & EO's Report Dt. 30-04-2004.

3) The Assistant Director, S & LRs., Khammam, Procs.No. Rc. A4/1189/97, Dt. 16-3-2005.

4) Procs. of R.D.D., S & LRs., Hyderabad Rc. A2-7093/2009, Dt. 29-01-2010.

5) Orders of Hon'ble A.P.A.T., Hyd., Dt. 01-10-2013 in OA No. 9253/2009 with C.A. No. 382/2010. (CA No. 1732/2014).

6) From the Commissioner Survey Settlements and Records, Hyderabad, Lr.No. K2/6783/2009, Dt. 06-11-2013 and 20-11-2013.

7) Govt. Memo.No. 12842/Vig.IV-2/2010-1, Dt. 24-1-2014.

8) Explanation Dt. 10-2-2014 of Sri V. Nirajan Rao, (Retd.), Deputy Surveyor.

9) Govt. Lr.No. 12842/Vig.IV(2)/2010-4, dated 11-03-2014.

10) From the Secretary, APPSC, Hyderabad, Lr.No. 633/RT/3/2014, dated 24-05-2014, 15-10-2014 & 22-11-2014.

***Memo. No. 12842/Vig.I(2)/2010.*** –It has been brought to the notice of the Government that Sri V. Nirajan Rao, While working as Deputy Surveyor, Survey & Land Records, Khammam District has committed certain irregularities by influencing his colleagues and using his Office gained knowledge about the vacant lands useful for house sites in and around Khammam and by using wrongfull methods, obtain some documents and filed suits in various courts at Khammam District.

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2. In the reference 1st cited, the Assistant Director, Survey and Land Records, Khammam District has framed (14) articles of charges against Sri V. Niranjan Rao, Deputy Surveyor for the said irregularities reported to have been committed by him. The charged Officer has submitted his explanation Dt. Nil, stating that there is no truth in the contents of the (14) articles of charges and requested to drop the charges framed against him.

3. In the reference 2nd cited, the Enquiry Officer and the Assistant Director, Survey and Land Records, Khammam in his findings has held that all the (14) charges framed against Sri V. Niranjan Rao, Deputy Surveyor are proved.

4. In the reference 3rd cited, the Asst. Director, Survey & Land Records, Khammam has imposed a punishment of stoppage of one increment with cumulative effect on Sri V. Niranjan Rao, Deputy Surveyor after his retirement. The Regional Deputy Director, Survey & Land Records, Hyderabad vide reference 4th cited, has set aside the above punishment awarded by the Asst. Director, Survey & Land Records, Khammam, for the reason that the Asst. Director, Survey & Land Records is not competent to impose the punishment on a retired Government employee.

5. The Charged Officer has approached the Hon'ble A.P. Administrative Tribunal, Hyderabad and filed O.A. No. 9253/2009 and C.A. No. 382/2010. The Hon'ble A.P. Administrative Tribunal, Hyderabad in its final orders Dt. 01-10-2013, while disposing of the O.A. and closing the C.A. has passed orders, directing the 1st respondent (i.e., Secretary to Government) to pass final orders in the disciplinary proceedings pending against the applicant within a period of (8) weeks from the date of receipt of the orders. The respondents are also directed to regularize the suspension period of the applicant.

6. In the reference 6th cited, the Commissioner, Survey Settlements & Land Records, Hyderabad, while furnishing the above orders of A.P. Administrative Tribunal and requested the Government to take action in the matter as the Government is competent authority to take action against the retired employees as per Rule 9 of A.P. Revised Pension Rules, 1980.

7. Government after careful examination of the matter under the provisions of Rule 9 of A.P. Revised Pension Rules 1980, have taken a provisional decision to impose a penalty of 5% cut in pension permanently against Sri V. Niranjan Rao, Deputy Surveyor (Retired) and directed him to show cause, as to why a penalty of 5% cut in pension permanently should not be imposed up-on him for the irregularities committed by him in the matter, within a period of (15) days vide Memo. 7th cited. In the reference 8th cited, Sri V. Niranjan Rao, Deputy Surveyor (Retd.) has submitted his explanation Dt. 10-2-2014, stating that he retired from service on 30-09-2004 and his pensionary benefits have not been settled so far, and his pay also not been revised in terms of RPS 1986, 1993, 1999 & 2005 and arrears of salaries were not paid so far. He submitted that his service book was misplaced for which the authorities are alone responsible for such misplacement and prayed the Government to interfere in the matter for revision of his pay since a new service book has been constituted by the Assistant Director in the year 2013. Finally, he has prayed the Government to consider his explanation and to drop the proposed action initiated in the show cause notice i.e., 5% cut in pension permanently and release all the pensionary benefits due to him. The explanation given by the Charged Officer is not convincing and no new grounds have been put forth by him therefore, the provisional decision taken by the Government earlier has been confirmed.

8. The Secretary, APPSC in the reference 10th cited has opined that "*the allegations against the Charged Officer are very serious in nature, Fourteen articles of charges were framed against him, in which, he with knowledge of certain lands (extent and back ground) filed suits against the legal heirs/owners, threatened a few people, threw out a few people with the help of anti-social elements, obtained power of Attorney for a few lands & Offered Government land for sale taking advance sale consideration, manipulated revenue records and tried to occupy certain lands & also encroach his neighbour's land, clearly proving that he has indulged in land grabbing in several instances*". Therefore, Commission advises the Government to award the punishment of 100% cut in pension permanently against Sri V. Niranjan Rao, Deputy Surveyor (Retd.), Khammam District for his blatantly illegal activities.

9. Government after careful examination of the matter and keeping in view the advice of the then APPSC, Hyderabad, it is hereby decided to enhance the penalty to impose the punishment of 100% (hundred percent) cut in pension permanently instead of 5% cut in pension permanently on Sri V. Niranjan Rao, Deputy Surveyor (Retd.), under rule 9 of APRP Rules, 1980 for the charged held proved. He is therefore requested to show cause, as to why a penalty of 100% cut in pension permanently should not be imposed up-on him for the irregularities committed by him in the matter, with in a period of (15) days from the date of receipt of this show cause notice, failing which, it will be construed that he has no explanation/defence to offer and a decision will be taken based on the material available on records exparte.

Hyderabad,  
31-01-2015.

**RAJESHWAR TIWARI,**  
*Principal Secretary to Government (FAC).*

To  
Sri V. Niranjan Rao,  
Retired Deputy Surveyor, Survey & Land Records,  
Khammam. through the Commissioner, Survey  
Settlements & Land Records, Hyderabad.

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